

HOUSE BILL 451

By Lundberg

AN ACT to amend Tennessee Code Annotated, Title 55, Chapter 8 and Title 55, Chapter 9, Part 6, relative to imposition of fines for use of a digital device and non-use of a seat belt while driving.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 55-8-199(d), is amended by deleting the language "fine not to exceed fifty dollars (\$50.00)" and substituting instead the language "fine of two hundred fifty dollars (\$250)".

SECTION 2. Tennessee Code Annotated, Section 55-9-603(d)(1), is amended by deleting the language "Class C misdemeanor" and substituting instead the language "Class C misdemeanor, subject only to imposition of a fine of two hundred fifty dollars (\$250)".

SECTION 3. Tennessee Code Annotated, Section 55-9-603(d), is further amended by deleting subdivisions (2) and (3) in their entirety and substituting instead the following:

(2) A person charged with a violation of this section may, in lieu of appearance in court, submit a fine of fifty dollars (\$50.00) for a first violation, and one hundred dollars (\$100) on second and subsequent violations to the clerk of the court that has jurisdiction of the offense within the county in which the offense charged is alleged to have been committed.

(3)

(A) Notwithstanding subdivision (d)(2) to the contrary, a person charged with a violation of subsection (i) may, in lieu of appearance in court, submit a fine of one hundred dollars (\$100) to the clerk of the court that has jurisdiction of the offense within the county in which the offense charged is alleged to have been committed.

(B) Notwithstanding subdivision (d)(1) to the contrary, the revenue generated by fifty dollars (\$50.00) of the one-hundred-dollar fine under subdivision (d)(3)(A) for a person's first conviction under subsection (i) shall be deposited in the state general fund without being designated for any specific purpose. The remaining fifty dollars (\$50.00) of the one-hundred-dollar fine for the person's first conviction under subsection (i) shall be deposited in the state general fund and designated for the exclusive use of the division of vocational rehabilitation in accordance with subdivision (d)(1).

(C) The revenue generated from the person's second or subsequent conviction under subsection (i) shall be deposited in the state general fund and designated for the exclusive use of the division of vocational rehabilitation in accordance with subdivision (d)(1).

SECTION 4. This act shall take effect July 1, 2015, the public welfare requiring it.